THE HON'BLE SRI JUSTICE GOPALA KRISHNA TAMADA

WRIT PETITION No.26497 of 1997

DATED: 31.07.2007

Between:

Voruganti Kameswara Rao .. Petitioner

And

Agent to the Government-cum-
The District Collector,
Visakhapatnam
and others. .. Respondents

THE HON'BLE SRI JUSTICE GOPALA KRISHNA TAMADA

WRIT PETITION No.26497 of 1997

ORDER:

This writ petition is filed seeking a writ of Mandamus directing the respondents to grant to the petitioner a "D" Form Patta for the land in an extent of Ac.5-00 in Sy.No.13 of Tangudubilli Village, Anandapuram Mandal, Visakhapatnam District pursuant to the tentative assignment granted in D.R.No.378/79 dated 03.07.1979 by the Mandal Revenue Officer, Bhimili.

According to the petitioner, he was an Ex-Serviceman in Army having served in the Defence for a period of six years during 1953 to 1958. After retirement, he was tentatively assigned land to an extent of Ac.5-00 in S.No.13 of Tangudubilli Village, Anandapuram Mandal, vide D.R.No.378/79 dated 03.07.1979 in the quota meant for Ex-servicement, and eversince the year 1979, he has been in possession and enjoyment of the said land, and with hard labour, he converted the land in question, which was a barren land, into an agricultural land and is thus eking out his livelihood by attending to agricultural operations.

The main grievance of the petitioner is that, though he was put in possession of the land in question, no regular "D" Form patta was assigned in his favour, and hence, he gave an application to the respondents in the year 1995 requesting them to grant "D" Form patta, but the respondents have not passed any order on the application submitted by him. Hence, he approached this Court and filed the

present writ petition.

Despite the fact that notices are served on the respondents, they have not chosen to file the counter.

Heard both the counsel.

Having heard the learned counsel for the petitioner and also that the contentions raised by him are not disputed, the respondents are hereby directed to consider the said representation given by the petitioner in the year 1995 and pass appropriate orders in accordance with law.

Subject to the above directions, the writ petition is disposed of. No order as to costs.

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(GOPALA KRISHNA TAMADA,J)

Dt.31.07.2007
v v